

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**
(Not for submission under 37 CFR 1.99)

Application Number		10587804
Filing Date		2007-06-07
First Named Inventor		Bouquin, Thomas
Art Unit		1645
Examiner Name		Teresa D. Wessendorf
Attorney Docket Number		0279us310

U.S.PATENTS**Remove**

Examiner Initial*	Cite No	Patent Number	Kind Code ¹	Issue Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear
	1	5264341		1993-11-23	Maciak et al.	

If you wish to add additional U.S. Patent citation information please click the Add button.

Add**U.S.PATENT APPLICATION PUBLICATIONS****Remove**

Examiner Initial*	Cite No	Publication Number	Kind Code ¹	Publication Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear
	1	20050059082	A1	2005-03-17	Breitling et al.	

If you wish to add additional U.S. Published Application citation information please click the Add button

Add**FOREIGN PATENT DOCUMENTS****Remove**

Examiner Initial*	Cite No	Foreign Document Number ³	Country Code ² i	Kind Code ⁴	Publication Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear	T5
	1	2003-029458	WO	A2	2003-04-10	Breitling et al.		<input type="checkbox"/>
	2	2003-029456	WO	A1	2003-04-10	Dyax Corp.		<input type="checkbox"/>
	3	2001-04306	WO	A1	2001-01-18	Genentech, Inc.		<input type="checkbox"/>

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**
(Not for submission under 37 CFR 1.99)

Application Number	10587804
Filing Date	2007-06-07
First Named Inventor	Bouquin, Thomas
Art Unit	1645
Examiner Name	Teresa D. Wessendorf
Attorney Docket Number	0279us310

	4	1716233	EP	B1	2009-08-26	Maxygen Holdings Ltd and Maxygen Aps	<input type="checkbox"/>
--	---	---------	----	----	------------	--------------------------------------	--------------------------

If you wish to add additional Foreign Patent Document citation information please click the Add button

NON-PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), publisher, city and/or country where published.	T5
	1	TANKE ET AL., "Selection of defined cell types by flow-cytometric cell sorting," Tibtech (1993), Vol. 11, 55-62	<input type="checkbox"/>
	2	SOGAARD ET AL., "A sensitive assay of translational fidelity (Readthrough and Termination) in Eukaryotic Cells," Biochemistry (1999) Vol. 64(12), 1408-1417:	<input type="checkbox"/>
	3	MARDER ET AL., "Selective cloning of hybridoma cells for enhanced Immunoglobulin production using flow cytometric cell sorting and automated laser nephelometry," Cytometry (1990) Vol. 11, 498-505	<input type="checkbox"/>
	4	KROMENAKER ET AL., "Stability of producer hybridoma cell lines after cell sorting: a case study," Biotechnol. Prog. (1994) Vol. 10, 299-307	<input type="checkbox"/>
	5	SEN ET AL., "Flow cytometric study of hybridoma cell culture: correlation between cell surface fluorescence and IgG production rate," Enzyme Microb. Technol. (1990) Vol 12, 571-576	<input type="checkbox"/>
	6	MCKINNEY ET AL., "Manipulation of heterogeneous hybridoma cultures for overproduction of monoclonal antibodies," Biotechnol. Prog. (1991), Vol. 7, 445-454	<input type="checkbox"/>
	7	DUCREST ET AL., "Detection of promoter activity by flow cytometric analysis of GFP reporter expression," Nucleic Acids Research (2002) Vol. 30(14), 1-4	<input type="checkbox"/>
	8	Notice of Opposition in the matter of European Patent No. 1 716 233 (European equivalent of USSN 10/587,804) , filed by Novartis Corporation on 26 May 2010	<input type="checkbox"/>

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**
(Not for submission under 37 CFR 1.99)

Application Number	10587804
Filing Date	2007-06-07
First Named Inventor	Bouquin, Thomas
Art Unit	1645
Examiner Name	Teresa D. Wessendorf
Attorney Docket Number	0279us310

9	MENG ET AL., "Green fluorescent protein as a second selectable marker for selection of high producing clones from transfected CHO cells," Gene (2000) Vol. 242, 201-207	<input type="checkbox"/>
10	ALBERTS ET AL., "Molecular biology of the cell", 3rd edition (1994), ISBN 0-8153-1619-4, pgs. 591-592	<input type="checkbox"/>
11	SMITH ET AL. (ed), "Oxford Dictionary of Biochemistry and Molecular Biology", Oxford University Press (1997), ISBN 0-19-854768-4, pgs. 237-238	<input type="checkbox"/>
12	IBELGAUFTS, HORST, "Gentechnologie von A bis Z," VCH Verlagsgesellschaft (1993), ISBN 3-527-30008-2, pgs. 27-29	<input type="checkbox"/>
13	RASKO, JOHN E.J., "Reporters of gene expression: Autofluorescent proteins," Current Protocols in Cytometry (1999) pgs. 9.12.1-9.12.16	<input type="checkbox"/>
14	KAHL, GUNTER, "Dictionary of gene technology," VCH Verlagsgesellschaft (1995) ISBN 3-527-30005-8, p. 196	<input type="checkbox"/>
15	KENDREW, SIR JOHN AND LAWRENCE, ELEANOR, "The Encyclopedia of Molecular Biology," Blackwell Science (1994), ISBN 0-632-02182-9, pg. 707	<input type="checkbox"/>
16	Response by Maxygen, Inc. in the matter of European Patent No. 1 716 233 (European equivalent of USN 10/587,804), filed by Novartis Corporation on 26 May 2010	<input type="checkbox"/>

If you wish to add additional non-patent literature document citation information please click the Add button

EXAMINER SIGNATURE

Examiner Signature	/Teresa Wessendorf/	Date Considered	05/21/2011
--------------------	---------------------	-----------------	------------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ See Kind Codes of USPTO Patent Documents at www.USPTO.GOV or MPEP 901.04. ² Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). ³ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁴ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁵ Applicant is to place a check mark here if English language translation is attached.